

2014 MAY 22 PM 2: 57

US EPA - REGION IX  
HEARING CLERK



1 ACC rate application proceeding, and legal counsel has indicated a willingness to serve as  
2 Arizona Windsong's counsel in this EPA administrative matter. Arizona Windsong's counsel's  
3 contact information is provided below:

4 Timothy J. Sabo  
5 Roshka, DeWulf & Patten, PLC  
6 One Arizona Center  
7 400 East Van Buren, Ste. 800  
8 Phoenix, AZ 85004  
9 Phone: 602-256-6100  
10 Email: [tsabo@rdp-law.com](mailto:tsabo@rdp-law.com)

11 5. On March 21, 2014, Mr. Paulsell passed away. On March 24, 2014, Arizona Windsong  
12 filed a motion for an emergency/interim rate increase. *See* Attach. 2.

13 6. On April 18, 2014, the ACC approved Arizona Windsong's emergency rate increase  
14 contingent on Arizona Windsong securing the services of an Arizona Department of  
15 Environmental Quality-certified operator to operate and maintain the system (Attach. 3).


16 7. Proof of hiring of the ADEQ-certified operator was filed with the ACC on April 18,  
17 2014. *See* Attach 4.

18 8. On May 9, 2014, ACC staff recommended approval of Arizona Windsong's permanent  
19 rate increase application (ACC Staff Report, Attach. 5). The ACC Staff Report (pg. 3) indicates  
20 Arizona Windsong has not raised its rates since 1981, and recommends:

21 [T]otal operating revenue of \$75,000, an increase of \$55,168 or 278.18 percent  
22 ... Staff's recommendation would result in an operating income of \$8,071, for  
23 an operating margin of 10.76 per cent."

24 9. The ACC is schedule to render a decision on the permanent rate increase  
25 application request on June 25, 2014. *See* <http://edocket.azcc.gov> (Case No. 14-0028).

Respectfully submitted this 22 day of May, 2014



Richard Campbell  
EPA Region 9 Office of Regional Counsel